

MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

HON. MYRON H. THOMPSON, JUDGE AT MONTGOMERY ALABAMA
DATE COMMENCED June 22, 2006 AT 10:07 A.M./P.M.
DATE COMPLETED June 22, 2006 AT 11:15 A.M./P.M.
UNITED STATES OF AMERICA Criminal Action
VS. 2:97-cr-183-MHT
2:06-cr-075-MHT

WILLIE FRED GOLDSMITH

<u>PLAINTIFF(S)</u>	<u>APPEARANCES</u>	<u>DEFENDANT(S)</u>
AUSA Christopher A. Synder	X X X X X	Atty Crowell Pate DeBardeleden
Anthony Green, Courtroom Clerk	David Sapp, Law Clerk	Mitchell Reisner, Court Reporter

COURT OFFICIALS PRESENT:

() NONJURY TRIAL
(x) OTHER PROCEEDING:

PROCEEDINGS:

SENTENCING ON REVOCATION (Cr. No. 2:97cr183)
SENTENCING HEARING (Cr. No. 2:06cr75)

10 :07 a.m. Sentencing hearings commence. Government's ORAL MOTION to dismiss violations 2,3, and 4 of the 6/19/06 amended petition. Terms of the plea agreement were stated on the record. Government moves to withdraw objections to PSR; Court directs PO to modify PSR, as stated on the record. Parties heard re proposed sentences. Probation Officers' objections to terms of plea agreement; oral argument heard; plea agreement accepted as to new charge(2:06cr75-MHT) and NOT accepted as to proposed sentence on revocation charge (2:97cr183-MHT).
10:40 a.m. Recess (defendant's conference with Atty re withdrawal of guilty plea).
10:55 a.m. Court reconvenes. Parties request additional time to file motion for downward departure in 2:06cr75-MHT. Request construed as Government's ORAL Motion for downward

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SENTENCING HEARING held before Judge Myron Thompson on 6/22/06
USA vs. Willie Fred Goldsmith, Cr. Nos. 2:97cr183-MHT & 2:06cr75-MHT

departure. PO's objection to proposed sentence recommended by oral downward departure. Defendant states that he does not wish to withdraw his earlier plea; oath issued; plea affirmed; sentence imposed. Oral Order, during sentence imposition, granting government's motion to dismiss counts 2-4 of the revocation petition and granting government's oral motion for downward departure.

Hearing concluded.

11:15 a.m.